

19900312

THE CITY OF SAN DIEGO, CALIFORNIA  
MINUTES FOR REGULAR COUNCIL MEETING  
OF  
MONDAY, MARCH 12, 1990  
AT 2:00 P.M.  
IN THE COUNCIL CHAMBERS - 12TH FLOOR

CHRONOLOGY OF THE MEETING:

The meeting was called to order by Deputy Mayor Wolfsheimer at 2:09 p.m. Deputy Mayor Wolfsheimer adjourned the meeting at 3:56 p.m. to meet in Closed Session at 9:00 a.m., Tuesday, March 13, 1990, in the twelfth floor conference room on pending litigation and Meet and Confer matters.

ATTENDANCE DURING THE MEETING:

- (M) Mayor O'Connor-excused by R-275601  
(attend U.S. Conference of Mayors)
- (1) Council Member Wolfsheimer-present
- (2) Council Member Roberts-present
- (3) Council Member Hartley-present
- (4) Council Member Pratt-excused by R-275483  
(attend NLC meeting in Washington, D.C.)
- (5) Council Member Bernhardt-excused by R-275319  
(MTDB business in Washington, D.C.)
- (6) Council Member Henderson-present
- (7) Council Member McCarty-present
- (8) Council Member Filner-present
- Clerk-Abdelnour (eb)

FILE LOCATION: MINUTES

Mar-12-1990

ITEM-1: ROLL CALL

Clerk Abdelnour called the roll:

- (M) Mayor O'Connor-not present
- (1) Council Member Wolfsheimer-present

- (2) Council Member Roberts-present
- (3) Council Member Hartley-present
- (4) Council Member Pratt-not present
- (5) Council Member Bernhardt-not present
- (6) Council Member Henderson-present
- (7) Council Member McCarty-present
- (8) Council Member Filner-present

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ITEM-10: INVOCATION

Invocation was given by Fr. Michael Mandala, Christ  
the King Jesuit Church.

FILE LOCATION: MINUTES

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ITEM-20: PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Council Member  
Hartley.

FILE LOCATION: MINUTES

ITEM-30: CONTINUED TO JUNE 11, 1990

(Continued from the meeting of September 18, 1989, Item 34,  
October 16, 1989, Item 33, and December 11, 1989, Item 31;  
last continued at Rebecca Michael's request, to look for an  
alternative location.)

Matter of the request of Commercial Development Committee  
of the University Heights Community Association, by David  
Heinen, for a hearing of an appeal from the decision of the  
Planning Commission in granting Conditional Use Permit  
CUP-88-1279, to operate a residential care facility serving  
22 individuals recovering from acute head injuries. The

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project proposes a 10,925 facility (existing) on a  
21,000-square-foot lot. The subject property is located at  
4565-71 and 4577 Park Boulevard on the east side of Park

Boulevard between Monroe Avenue and Madison Avenue. The subject property is further described as Lots 3 through 8 in Block 46 of the University Heights Subdivision in Zone CL-4 in the Greater North Park Community Plan area. (CUP-88-1279. District-3.)

A motion granting or denying the request for a hearing of the appeal.

FILE LOCATION: PERM-CUP-88-1279

COUNCIL ACTION: (Tape location: A078-100.)

MOTION BY HARTLEY TO CONTINUE TO JUNE 11, 1990, AT THE REQUEST OF REBECCA MICHAEL TO LOOK FOR AN ALTERNATIVE LOCATION. Second by Roberts. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-not present, Bernhardt-not present, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

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ITEM-31: APPROVED

Approval of Council Minutes for the Meetings of:

2/5/90

2/6/90

2/8/90 Special

FILE LOCATION: MINUTES

COUNCIL ACTION: (Tape location: A100-120.)

MOTION BY FILNER TO APPROVE. Second by Roberts. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-not present, Bernhardt-not present, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

\* ITEM-50:

Two actions relative to the Southeast San Diego Planned District:

(Districts-3, 4 and 8. Introduced as amended on 2/27/90.

Council voted 7-0. District 3 and Mayor not present.)

Subitem-A: (O-90-88) ADOPTED AS ORDINANCE O-17440 (New Series)

Rezoning properties in the Southeast San Diego Planned District for the purpose of preserving single family and special character multi-family neighborhoods.

Subitem-B: (O-90-87) ADOPTED AS ORDINANCE O-17441 (New

Series)

Amending Chapter X, Article 3, Division 17, of the San Diego Municipal Code by adding Subparagraph M, Special Character Multi-Family Neighborhood Criteria, to Section 103.1706, relating to the MF-3000 Zone Design standards in the Southeast San Diego Planned District Ordinance.

FILE LOCATION: Subitems A and B LAND-Southeast San Diego  
Planned District

COUNCIL ACTION: (Tape location: A485-504.)

CONSENT MOTION BY HARTLEY TO DISPENSE WITH THE READING AND ADOPT. Second by Filner. Passed by the following vote:  
Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-not present,  
Bernhardt-not present, Henderson-yea, McCarty-yea, Filner-yea,  
Mayor O'Connor-not present.

\* ITEM-100: (R-90-1232) ADOPTED AS RESOLUTION R-275227

Accepting the low base bid of \$294,000 and awarding a contract to Engicon Corporation for Improvement of Pump Station No. 47; authorizing the City Manager, if circumstances warrant, to finance or refinance the project with tax exempt securities; authorizing the City Auditor and Comptroller to procure the additional expenditure of \$100,700 from Sewer Revenue Fund No. 41506, CIP-46-106.0, Annual Allocation - Sewer Pump Station Restorations, to supplement Resolution R-274621, for improvements to Sewer Pump Station No. 47; authorizing the expenditure of an amount not to exceed \$294,000 from CIP-46-106.0, to supplement the original construction estimate of \$264,900, previously authorized

by Resolution R-274621, adopted on October 30, 1989, for providing funds for said project and related costs; authorizing the Auditor and Comptroller, upon advice from the administering department, to transfer excess budgeted funds, if any, to the appropriate reserves.  
(BID-K1028/90)

(Mission Bay Park Community Area. District-6.)

CITY MANAGER SUPPORTING INFORMATION: On November 22, 1989, bids were opened for Improvements to Sewer Pump Station No. 47, located in the southwesterly corner of Quivira Basin in the Mission Bay area. There were four responsive bids;

however, the apparent low bidder was allowed to withdraw his bid due to a clerical error in the preparation of his bid package. The second low bid was submitted by Engicon Corporation, with a cost estimate of \$294,000, which is 40 percent over the engineer's estimate. The next lowest bid was \$361,000. The highest bid was \$397,290. Upon review of the bids, staff feels that the original engineer's estimate of \$210,000 was underestimated, and readvertising would not likely result in any lower bid prices, but only serve to significantly delay the project. Therefore, staff finds the second low bid acceptable, and recommends that this project be awarded to the second low bidder, Engicon Corporation, for the amount of \$294,000.

Aud. Cert. 900699.

WU-P-90-087.

FILE LOCATION: CONT-Engicon Corporation CONTFY90-1

COUNCIL ACTION: (Tape location: A505-515.)

CONSENT MOTION BY HENDERSON TO ADOPT. Second by McCarty.

Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-not present, Bernhardt-not present, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

\* ITEM-101: (R-90-1229 Rev.1) ADOPTED AS RESOLUTION R-275228

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Accepting the low base bid of \$598,728.10 and awarding a contract to Carolyn E. Scheidel for Improvement of Genesee

Avenue between Linda Vista Road and Osler Street; authorizing the City Manager, if circumstances warrant, to finance or refinance the project with tax exempt securities; authorizing the City Auditor and Comptroller to transfer \$35,400 from CIP-58-004.0, Annual Allocation - Miscellaneous Requirements - City Streets, Prop. "A" Fund No. 30300 to CIP-52-259.0, Genesee Avenue - Linda Vista to Osler Street; authorizing the expenditure of \$106,500 from CIP-52-295.0, Genesee Avenue - Linda Vista to Osler Street,

Prop. "A", to supplement the original construction estimate of \$514,200 previously authorized by Resolution R-274788, adopted on December 4, 1989, for said project and related costs; authorizing the Auditor and Comptroller, upon advice from the administering department, to transfer excess budgeted funds, if any, to the appropriate reserves.  
(BID-K1087/90)

(Linda Vista Community Area. District-5.)

CITY MANAGER SUPPORTING INFORMATION: A resolution to advertise this Proposition "A" funded project was adopted by the City Council on December 4, 1989. Subsequent to the adoption of that resolution, the International Union of Operating Engineers registered a formal request that the City Manager reject all bids and re-advertise CIP-52-353.0, Eighth Avenue Improvements - from "L" Street to Harbor Drive, a Proposition "A" funded project as a "prevailing wage" job. The request was based upon the Union's opinion that Proposition "A" monies do not fall within the realm of municipal affairs. The City Attorney's office was requested to render an opinion on this matter and has determined that prevailing wages must be applied to Proposition "A" funded projects. Since the original bid package did not include prevailing wages, Addendum "A" was added to the bid package. This addendum required contractors to include prevailing wage rates in their bid. On January 4, 1990, five bids were received and opened. The low bid, by Carolyn E. Scheidel, Contractor, of \$598,728.10 was 16 percent above the engineer's estimate of \$514,200. The second low bid was within three percent of the low bid. The increased cost is attributed to the change in wage rates which was not reflected in the engineer's estimate. Therefore, staff recommends awarding this contract to Carolyn E. Scheidel, Contractor.  
Aud. Cert. 9000677.

FILE LOCATION: CONT-Carolyn E. Scheidel CONTFY90-1

COUNCIL ACTION: (Tape location: A505-515.)

CONSENT MOTION BY HENDERSON TO ADOPT. Second by McCarty.  
Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-not present, Bernhardt-not present, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not

present.

\* ITEM-102: (R-90-1221) ADOPTED AS RESOLUTION R-275229

Awarding a contract to Diatec Polymers for the purchase of approximately 860,000 Lbs. of cationic polymer for use at the Metro Wastewater Treatment Plant at an estimated total cost of \$96,846.75, including tax; authorizing the expenditure of not to exceed \$96,846.75, from Department No. 700, Organization No. 301, Object Account No. 3221, and Job Order No. 2501 for providing funds for said project and related costs; authorizing the City Auditor and Comptroller, upon advice from the administering department, to transfer excess budgeted funds, if any, to the appropriate reserves. (BID-B1268/90)  
Aud. Cert. 9000730.

FILE LOCATION: CONT-Purchase-Diatec Polymers  
CONTFY90-1

COUNCIL ACTION: (Tape location: A505-515.)

CONSENT MOTION BY HENDERSON TO ADOPT. Second by McCarty.  
Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-not present, Bernhardt-not present, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

\* ITEM-103: (R-90-977) ADOPTED AS RESOLUTION R-275230

Awarding a contract to Clairemont Equipment Co., for the purchase of one motor grader plus power tilt option for a total cost of \$75,208.16, including tax; authorizing the expenditure of \$75,208.16, from Fund/Department No.

50031/8201, Object Account No. 6013, and Job Order No. 88090, for providing funds for said project and related costs; authorizing the City Auditor and Comptroller, upon advice from the administering department, to transfer excess budgeted funds, if any, to the appropriate reserves. (BID-A1119/90)  
Aud. Cert. 9000736.

FILE LOCATION: CONT-PURCHASE-Clairemont Equipment Co.  
CONTFY90-1

COUNCIL ACTION: (Tape location: A505-515.)

CONSENT MOTION BY HENDERSON TO ADOPT. Second by McCarty.

Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-not present, Bernhardt-not present, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

\* ITEM-104: (R-90-1220) ADOPTED AS RESOLUTION R-275231

Awarding contracts to El Cajon Ford, Yucca Valley Ford, Inc. and City Chevrolet, for a total cost of \$158,017, including tax and terms, as follows:

1. El Cajon Ford for Item 1 - one eight-passenger window van (Ford E250 Club Wagon, including paint option); Item 2 - one three-quarter ton van (Ford E250 Cargo Van, including carpet option); Item 3 - one three-quarter ton van (Ford E250).
2. Yucca Valley Ford, Inc. for Item 4 - one three-quarter ton 4 wheel drive pick-up truck (Ford F250 4x4); Item 7 - two full size sedans, 4-door, with police package (Ford Crown Victoria "S"); Item 8 - one full size sedan, 4-door, with police package (Ford Crown Victoria "S" with LX options).
3. City Chevrolet for Item 5 - three Suburbans, 4-door (Chevrolet Suburban CR20906+ZW9+B3J).

Authorizing the expenditure of an amount not to exceed \$158,017 from Department No. 120, Account No. 6010, Job Order No. 5100, for providing funds for said project and

related costs; authorizing the City Auditor and Comptroller, upon advice from the administering department, to transfer excess budgeted funds, if any, to the appropriate reserve. (BID-C1196/90)  
Aud. Cert. 9000738.

FILE LOCATION: CONT-Purchase-El Cajon Ford, Yucca Valley  
Ford, Inc., City Chevrolet  
CONFY90-3

COUNCIL ACTION: (Tape location: A505-515.)

CONSENT MOTION BY HENDERSON TO ADOPT. Second by McCarty.

Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-not present, Bernhardt-not present, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.



ITEM-105: (R-90-1223) ADOPTED AS RESOLUTION R-275232

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Inviting bids for the Construction of Traffic Signal and Street Lighting Systems at Beryl Street and Lamont Street on Work Order No. 119498; authorizing the execution of a contract with the lowest responsible bidder; authorizing the expenditure of funds not to exceed \$90,600 from Fund 30300, CIP-68-010, Annual Allocation - Construct Top 10-15 Prioritized Signals, for said project and related costs; authorizing the Auditor and Comptroller, upon advice from the administering department, to retain excess budgeted funds, if any, in CIP-68-010. (BID-K1273/90)  
(Pacific Beach Community Area. District-6.)

CITY MANAGER SUPPORTING INFORMATION: The subject Capital Improvement Program Project to install a traffic signal system provides for the safe passage of emergency equipment, pedestrians and vehicles through the intersection. Traffic signal features include emergency vehicle preemption equipment on Beryl Street and Lamont Street.

Aud. Cert. 9000628.

FILE LOCATION: W.O. 119498 CONT - Lekos Electric, Inc.  
CONFY90-1

COUNCIL ACTION: (Tape location: A515-525.)

MOTION BY HENDERSON TO ADOPT. Second by McCarty. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-not present, Pratt-not present, Bernhardt-not present, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

ITEM-106: (R-90-1222) ADOPTED AS RESOLUTION R-275233

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Inviting bids for the Modification of Traffic Signal and Street Lighting Systems at Balboa Avenue (Route 274) and Mount Abernathy/Mount Alifan Drive on Work Order No. 119138; authorizing the execution of a contract with the lowest responsible bidder; authorizing the expenditure of funds not to exceed \$77,710 from Fund No. 30245, CIP-68-001, Annual Allocation, Cooperative Signal Projects, for providing funds for said project and related costs; authorizing the Auditor and Comptroller, upon advice from

the administering department, to retain excess budgeted funds, if any, in CIP-68-001. (BID-K1274/90)  
(Clairemont Mesa Community Area. District-5.)

CITY MANAGER SUPPORTING INFORMATION: The subject FY-89 Capital Improvement Program project intersection is currently controlled by a traffic signal. This project will modify the traffic signal to provide separate left-turn phases for north and southbound traffic on Mt. Alifan Drive/Mt. Abernathy at Balboa Ave. (Rte 274).  
Aud. Cert. 9000709.

FILE LOCATION: W.O. 119138 CONT - Perry Electric CONFY90-1

COUNCIL ACTION: (Tape location: A515-525.)

MOTION BY HENDERSON TO ADOPT. Second by McCarty. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-not present, Pratt-not present, Bernhardt-not present, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

ITEM-107: (R-90-1226) ADOPTED AS RESOLUTION R-275234

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Inviting bids for the Construction of Traffic Signal and Street Lighting Systems at Fanuel Street and Pacific Beach Drive on Work Order No. 119497; authorizing the execution of a contract with the lowest responsible bidder; authorizing the expenditure of funds not to exceed \$84,600 from Fund No. 30300, CIP-68-010, Annual Allocation - Construct Top 10-15 Prioritized Traffic Signals, for said project and related costs; authorizing the Auditor and Comptroller, upon advice from the administering department, to retain excess budgeted funds, if any, in CIP-68-010.  
(BID-K1272/90)  
(Pacific Beach Community Area. District-6.)

CITY MANAGER SUPPORTING INFORMATION: The subject Capital Improvement Program project to install a traffic signal system provides for the safe passage of emergency equipment, pedestrians and vehicles through the intersection. Traffic signal features include emergency vehicle preemption equipment on Fanuel Street and Pacific Beach Drive.  
Aud. Cert. 9000629.

FILE LOCATION: W.O. 119497 CONT - Perry Electric CONFY90-1

COUNCIL ACTION: (Tape location: A515-525.)

MOTION BY HENDERSON TO ADOPT. Second by McCarty. Passed by the

following vote: Wolfsheimer-yea, Roberts-yea, Hartley-not present, Pratt-not present, Bernhardt-not present, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

\* ITEM-108: (R-90-1228) ADOPTED AS RESOLUTION R-275235

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Inviting bids for the Construction of a Temporary Traffic Signal and Street Lighting System at El Camino Real and San Dieguito Road on Work Order No. 119473; authorizing the execution of a contract with the lowest responsible bidder; authorizing the expenditure of funds not to exceed \$63,850 from Fund No. 30245, CIP-61-001, for providing funds for said project and related costs; authorizing the Auditor and Comptroller, upon advice from the administering department, to transfer excess budgeted funds, if any, to the appropriate reserves. (BID-K1277/90)

(Fairbanks Country Club Community Area. District-1.)

CITY MANAGER SUPPORTING INFORMATION: The subject FY-89 Capital Improvement Program Project intersection is a "Tee" intersection that is controlled by a stop sign for vehicles entering El Camino Real from San Dieguito Road (El Camino Real is a "Through Street"). Installation of a temporary traffic signal will provide for the orderly assignment of right-of-way to vehicular and pedestrian traffic.

Aud. Cert. 9000671.

FILE LOCATION: W.O. 119473 CONT - Perry Electric CONFY90-1

COUNCIL ACTION: (Tape location: A505-515.)

CONSENT MOTION BY HENDERSON TO ADOPT. Second by McCarty.

Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-not present, Bernhardt-not present, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

\* ITEM-109: (R-90-1224) ADOPTED AS RESOLUTION R-275236

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Inviting bids for the Removal of Architectural Barriers for the Handicapped - Contract No. 28, on Work Order No. 119450; authorizing the execution of a contract with the lowest responsible bidder; authorizing the expenditure of funds not to exceed \$58,500; \$50,000 from Fund No. 18525,

CIP-52-243, Architectural Barriers Removal - Downtown and Various Locations City-Wide, and \$8,500 from Fund 30245, CIP-58-007, Annual Allocation, Overhead Costs for Projects Funded by Federal Grants, for said project and related costs; authorizing the Auditor and Comptroller, upon advice from the administering department, to transfer excess budgeted funds, if any, to the appropriate reserves.

(BID-K1269/90)

(Clairemont Mesa, Greater North Park, La Jolla, Mid-City, Midway, Mira Mesa, Mission Bay Park, Mission Valley, Pacific Beach, Serra Mesa, Uptown, Southeast San Diego Community Areas. Districts-1, 2, 3, 4, 5, 6, 7 and 8.)

CITY MANAGER SUPPORTING INFORMATION: This project will install pedestrian ramps at various locations in the community areas of Clairemont Mesa, Greater North Park, La Jolla, Mid-City, Midway, Mira Mesa, Mission Bay Park, Mission Valley, Pacific Beach, Serra Mesa, Uptown, and Southeast San Diego. The ad hoc committee to the Engineering and Development Department for the removal of architectural barriers was consulted and the specific area of placement of pedestrian ramps was determined by and coordinated with this committee.

Aud. Cert. 900674.

FILE LOCATION: W.O. 119450 CONT - Jose J. Caves, an individual dba Caves Construction CONFY90-1

COUNCIL ACTION: (Tape location: A505-515.)

CONSENT MOTION BY HENDERSON TO ADOPT. Second by McCarty. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-not present, Bernhardt-not present, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

\* ITEM-110: (R-90-1328) ADOPTED AS RESOLUTION R-275237

Approving Parcel Map W.O. No. 870732, a 2-parcel Parcel Map located southeasterly of Rosecrans Street and Lawrence Street.

(Peninsula Community Area. District-2.)

FILE LOCATION: SUBD-Beach Lots of San Diego, Lot 2, BLK 20

COUNCIL ACTION: (Tape location: A505-515.)

CONSENT MOTION BY HENDERSON TO ADOPT. Second by McCarty. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-not present, Bernhardt-not present, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not

present.

\* ITEM-111:

Two actions relative to the Fourth Avenue (Laurel Street to Walnut Avenue) Underground Utility District:

(Uptown Community Area. District-8.)

Subitem-A: (R-90-1357) ADOPTED AS RESOLUTION R-275238

Designating April 15, 1990 as the date upon which all property in the Fourth Avenue (Laurel Street to Walnut Avenue) Underground Utility District must be ready to receive underground service and May 15, 1990 as the date for the removal of all overhead utility facilities.

Subitem-B: (R-90-1358) ADOPTED AS RESOLUTION R-275239

Authorizing the City Auditor and Comptroller to open Fund No. 78044 for the purpose of depositing Public Utilities Commission Case 8209 Utility Undergrounding Allocation Funds for the Fourth Avenue (Laurel Street to Walnut Avenue) Underground Utility District; authorizing the City Treasurer to receive these funds from the San Diego Gas & Electric Company; authorizing payment to all property owners in the Fourth Avenue (Laurel Street to Walnut Avenue) Underground Utility District as reimbursement for electrical service underground conversion work done on private property whenever the required length of trenching exceeds 15 feet; authorizing the City Auditor and Comptroller to return to San Diego Gas & Electric Company any undisbursed funds upon written notice from San Diego Gas & Electric Company to the City that all electric service conversions within a particular district have been completed.

CITY MANAGER SUPPORTING INFORMATION: The Fourth Avenue (Laurel Street to Walnut Avenue) Underground Utility District was created by the City Council on February 24, 1987. The resolution creating the district left the matter of the actual dates for converting services and removing overhead facilities to be established later. This action will set April 15, 1990 as the Customer Ready Date, which will require that, upon this date, all affected customers within the underground utility district must have their services prepared to receive service from the new underground system. This action will also

establish May 15, 1990 as the Pole Removal Date, which will require that, upon this date, all overhead facilities within the underground utility district must be removed. The utility companies concur with these proposed dates. Council Policy 800-2 provides for the use of California Public Utilities Commission Case 8209 funds to assist in financing the conversion of private electric service laterals in all underground utility districts. Funding consists of a lump-sum reimbursement based upon the length of the electrical service trench. The property owner remains responsible for all remaining conversion costs.

FILE LOCATION: Subitems A and B STRT K-154

COUNCIL ACTION: (Tape location: A505-515.)

CONSENT MOTION BY HENDERSON TO ADOPT. Second by McCarty. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-not present, Bernhardt-not present, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

\* ITEM-112:

Two actions relative to the Fifth Avenue (Laurel Street to University Avenue) Underground Utility District:  
(Uptown Community Area. District-8.)

Subitem-A: (R-90-1355) ADOPTED AS RESOLUTION R-275240

Designating April 15, 1990, as the date upon which all property in the Fifth Avenue (Laurel Street to University Avenue) Underground Utility District must be ready to receive underground service and May 15, 1990, as the date for the removal of all overhead utility facilities.

Subitem-B: (R-90-1356) ADOPTED AS RESOLUTION R-275241

Authorizing the City Auditor and Comptroller to open Fund No. 78045 for the purpose of depositing Public Utilities Commission Case-8209 Utility Undergrounding Allocation Funds for the Fifth Avenue (Laurel Street to University Avenue) Underground Utility District; authorizing the City Treasurer to receive these funds from the San Diego Gas and Electric Company; authorizing payment to all property owners in the Fifth Avenue (Laurel Street to University Avenue) Underground Utility District as reimbursement for

electrical service underground conversion work done on private property whenever the required length of trenching exceeds 15 feet; authorizing the City Auditor and Comptroller to return to San Diego Gas and Electric Company any undisbursed funds upon written notice from San Diego Gas and Electric Company to the City that all electric service conversions within a particular district have been completed.

CITY MANAGER SUPPORTING INFORMATION: The Fifth Avenue (Laurel Street to University Avenue) Underground Utility District was created by the City Council on February 24, 1987. The

resolution creating the district left the matter of the actual dates for converting services and removing overhead facilities to be established later. This action will set April 15, 1990 as the Customer Ready Date, which will require that, upon this date, all affected customers within the underground utility district must have their services prepared to receive service from the new underground system. This action will also establish May 15, 1990 as the Pole Removal Date, which will require that, upon this date, all overhead facilities within the underground utility district must be removed.

The utility companies concur with these proposed dates. Council Policy 800-2 provides for the use of California Public Utilities Commission Case 8209 funds to assist in financing the conversion of private electric service laterals in all underground utility districts. Funding consists of a lump-sum reimbursement based upon the length of the electrical service trench. The property owner remains responsible for all remaining conversion costs.

FILE LOCATION: Subitems A and B STRT K-140

COUNCIL ACTION: (Tape location: A505-515.)

CONSENT MOTION BY HENDERSON TO ADOPT. Second by McCarty.

Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-not present, Bernhardt-not present, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

\* ITEM-113: (R-90-1333) ADOPTED AS RESOLUTION R-275242

Approving the acceptance by the City Manager of a street easement deed of Hector Morales and Avisac Morales, granting to the City the portion of the Northeast Quarter of the Southwest Quarter of Section 36, Township 18 South,

Range 2 West, San Bernardino Meridian; dedicating said land as and for a public street and naming the same Alaquinas Drive.

(San Ysidro Community Area. District-8.)

FILE LOCATION: DEED F-5202 DEEDFY90-1

COUNCIL ACTION: (Tape location: A505-515.)

CONSENT MOTION BY HENDERSON TO ADOPT. Second by McCarty.

Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-not present, Bernhardt-not present, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

\* ITEM-114: (R-90-1334) ADOPTED AS RESOLUTION R-275243

Approving the acceptance by the City Manager of a street easement deed of Boris J. Nerini, Josephine Louise Nerini, Louise Onesti and Jean Carol Lagioia, granting to the City a portion of Lot 10 in Block "C" of Starkey's Prospect Park; dedicating said land as and for a public street and naming the same Nautilus Street.

(La Jolla Community Area. District-1.)

FILE LOCATION: DEED F-5203 DEEDFY90-1

COUNCIL ACTION: (Tape location: A505-515.)

CONSENT MOTION BY HENDERSON TO ADOPT. Second by McCarty.

Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-not present, Bernhardt-not present, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

\* ITEM-115:

Three actions relative to a Fuel Efficient Traffic Signal Management Grant Program:

(Rancho Bernardo Community Area. District-1.)

Subitem-A: (R-90-1349) ADOPTED AS RESOLUTION R-275244

Authorizing the City Manager to accept a Fuel Efficient Traffic Signal Management grant from the California Department of Transportation in the amount of \$13,745 for a



traffic signal optimization project; authorizing the execution of an agreement with the California Department of Transportation, stating that the City will retime 12 traffic signals along Rancho Bernardo Road, Bernardo Center and Pomerado Road; the grant will study, assess and optimize a traffic signal system in the Rancho Bernardo area in accordance with Fuel Efficient Traffic Signal Management Guidelines; authorizing the City Auditor and Comptroller to transfer an amount not to exceed \$13,745 from Capital Outlay Grant Fund 38017 to CIP-63-009.0, Signal Optimization Program, "Phase Six"; authorizing the expenditure of an amount not to exceed \$13,745 from CIP-63-009.0, for the purpose of providing funds for the above project.

Subitem-B: (R-90-1350) ADOPTED AS RESOLUTION R-275245

Modifying the Fiscal Year 1990, Capital Improvements Program, Annual Appropriations Budget, Ordinance O-17326, by the addition of CIP-63-009.0, Signal Timing Optimization Program, Phase Six.

Subitem-C: (R-90-1351) ADOPTED AS RESOLUTION R-275246

Authorizing the City Auditor and Comptroller to establish Grant Fund No. 38017, Traffic Signal Timing Optimization.

CITY MANAGER SUPPORTING INFORMATION: The City has been awarded a \$13,745 grant from the State of California to optimize the timing at 12 traffic signals in the Rancho Bernardo area.

The streets included are Bernardo Center Drive between Bernardo Heights Parkway and Rancho Bernardo Road, Rancho Bernardo Road between Bernardo Center Drive and Pomerado Road, and Pomerado Road between Rancho Bernardo Road and Bernardo Heights Parkway.

This signal optimization project is part of the Transportation Systems Management Effort of the City's Mobility Program which was approved by Council action last summer. These funds have been awarded through the FETSIM (Fuel Efficient Traffic Signal Management) Grant Program, which provides financial and technical assistance to local governments to reduce fuel consumption through traffic signal optimization. Traffic signal optimization has also been shown to reduce stops, delays, travel time, and exhaust emissions.

Aud. Cert. 9000689.

FILE LOCATION: Subitems A, B, and C MEET CONTFY90-1

COUNCIL ACTION: (Tape location: A505-515.)

CONSENT MOTION BY HENDERSON TO ADOPT. Second by McCarty.

Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-not present, Bernhardt-not present, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

\* ITEM-116:

Two actions relative to the Good Neighborhood Program:  
(District-7).

Subitem-A: (R-90-1401) ADOPTED AS RESOLUTION R-275247

Commending the College Area Community Council for  
establishing the Good Neighborhood Program.

Subitem-B: (R-90-1402) ADOPTED AS RESOLUTION R-275248

Commending the Associated Students and San Diego State  
University for establishing the Good Neighborhood Program.

FILE LOCATION: Subitems A and B meet

COUNCIL ACTION: (Tape location: A505-515.)

CONSENT MOTION BY HENDERSON TO ADOPT. Second by McCarty.

Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-not present, Bernhardt-not present, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

\* ITEM-117: (R-90-1329) ADOPTED AS RESOLUTION R-275249

Authorizing the City Manager to execute an agreement with  
Hirsch & Company, for engineering services in connection  
with the design of the Cabrillo Trunk Sewer together with  
reasonably necessary modifications or amendments which do

not increase the project scope or cost and which the City  
Manager shall deem necessary in order to carry out the  
purposes and intent of this project and agreement;  
authorizing the expenditure of an amount not to exceed  
\$383,882.00 from the Sewer Revenue Fund No. 41506,  
CIP-46-160.0, Cabrillo Trunk Sewer, for the purpose of  
providing funds for the above project.

(Balboa Park and Uptown Community Areas. Districts-2 and 8.)

CITY ATTORNEY SUPPORTING INFORMATION: The Cabrillo Trunk Sewer is currently flowing at capacity. This project will provide additional pipeline capacity needed to accommodate growth in the Uptown/Balboa communities. This project will investigate the various replacement/rehabilitation and/or diversion alternatives. Engineering consultant services are required to evaluate these various alternatives and address the complex environmental and Caltrans right-of-way issues associated with this project. The request for engineering services for the Cabrillo Trunk Sewer was advertised on June 23, 1989. Of the 28 letters of interest received, six firms were nominated by the Consultant Selection Committee on July 2, 1989. These six firms were interviewed on August 31, 1989 in conformance with Council Policy 300-7, and Hirsch & Co. was selected. The agreement provides for the investigation of alignment alternatives, geotechnical and capacity needs, the preparation of construction drawings, specifications, and cost estimates for construction, coordination with Caltrans and other permitting agencies, and assistance during the construction phase. Sub-consultants will perform 21.8% of the work, which includes 7.3% MBE and 4.9% WBE. Project subconsultants are: ERC Environmental, Environmental (4.7%); San-Lo Aerial Surveys, Aerial Photogrammetry (4.9%); Allied Earth Technology (MBE), Geotechnical (4.1%); Marvin Tanigui (MBE), Landscape Architect (3.2%); ACM Environmental Services (WBE); Sewer Inspection (4.9%).

Aud. Cert. 9000696.

WU-U-90-096

FILE LOCATION: MEET CCONFY90-1

COUNCIL ACTION: (Tape location: A505-515.)

CONSENT MOTION BY HENDERSON TO ADOPT. Second by McCarty. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-not present, Bernhardt-not present, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

\* ITEM-118: (R-90-1337) ADOPTED AS RESOLUTION R-275250

Authorizing the City Manager to extend the Community Development Block Grant (CDBG) agreement with San Diego

Incubator Corporation, for a three-month period ending June 30, 1990; authorizing the expenditure of an amount not to exceed \$12,600 from Fund No. 18502 (program income fund), for the purpose of providing funds for the above project, for the three-month extension.

(Southeast San Diego Community Area. District-4.)

CITY MANAGER SUPPORTING INFORMATION: The City Council allocated \$50,000 in Community Development Block Grant (CDBG) funds to the San Diego Incubator Corporation (SDIC) (R-271072, May 31, 1988), and subsequently approved a contract defining the terms of using the funds (R-272900, February 21, 1989). SDIC then hired an executive director and began operating under the contract on April 1, 1989. SDIC is a nonprofit corporation organized to establish and operate a small business incubator in Southeast San Diego, with a focus on minority-owned, women-owned, and Southeast San Diego resident-owned businesses. Under a Memorandum of Understanding with Southeast Economic Development Corporation (SEDC), SDIC has been moving toward opening a facility in SEDC's project area. That facility, called the Business Innovation Center, will open on March 1, 1990. SDIC has solicited private sector matching funds, and has received a commitment to dated of \$64,200. The City has amended its CDBG application timetable, beginning in 1990, to correspond with the City's budget cycle. SDIC has applied for 1990 CDBG funding. If it is funded for 1990, SDIC will have a funding gap between March 31 and June 30 because of its current contract period. If approved, this action will provide funding for the gap period under the same terms and rate as the existing contract.

Aud. Cert. 9000708.

FILE LOCATION: MEET CONFY90-1

COUNCIL ACTION: (Tape location: A505-515.)

CONSENT MOTION BY HENDERSON TO ADOPT. Second by McCarty. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-not present, Bernhardt-not present, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

\* ITEM-119:

Two actions relative to the Lower Otay Filtration Plant Expansion:

(Otay Mesa, San Ysidro, South San Diego and Paradise Hills

Community Areas. Districts-4 and 8.)  
Subitem-A: (R-90-1330) ADOPTED AS RESOLUTION R-275251

Approving Change Order No. 5, dated June 19, 1989, issued in connection with the contract between the City and C. E. Wylie Construction Company, on file in the office of the City Clerk as Document No. RR-269736, amounting to a net increase in the contract price of \$37,816.

Subitem-B: (R-90-1331) ADOPTED AS RESOLUTION R-275252

Certifying that the information contained in Environmental Negative Declaration END-89-1106, has been completed in compliance with the California Environmental Quality Act of 1970, as amended, and State guidelines, and has been reviewed and considered by the Council.

CITY MANAGER SUPPORTING INFORMATION: On November 16, 1987, the construction contract for the Lower Otay Filtration Plant Expansion was awarded to C.E. Wylie Construction Company of San Diego for the amount of \$12,181,052. The prior approved change orders, Change Orders 1 thru 4, total \$138,526 (or 1.1 percent of the contract amount). Change Order No. 5 in the amount of \$37,816 (0.3 percent of the original contract) is for the following additional work requested by the City at the new pump station site. The new pump station is located in a valley protected by existing brow ditches which have deteriorated. The resulting inadequate site drainage could lead to differential

settlement of the new building or inability to access the pump station. The additional grading, paving, and brow ditches will prevent these potential drainage problems. The drawings provided by the design consultant did not show beams supporting the skylights and roof fan of the storage and maintenance building. These beams are necessary for the safety and structural integrity of the building. As designed, the seal water system for the new raw water pumps will use large quantities of potable water, even when the pumps are not being used. As a water conservation measure, solenoid valves will be installed which will allow the water to flow only when the pumps start to run.

Aud. Cert. 9000704.  
WU-U-90-005.

FILE LOCATION: Subitems A and B CONT-C. E. Wylie

Construction Company    CONTFY90-1

COUNCIL ACTION:    (Tape location: A505-515.)

CONSENT MOTION BY HENDERSON TO ADOPT. Second by McCarty.  
Passed by the following vote: Wolfsheimer-yea, Roberts-yea,  
Hartley-yea, Pratt-not present, Bernhardt-not present,  
Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not  
present.

ITEM-200: (O-90-146)    CONTINUED TO MARCH 19, 1990

Amending Ordinance O-17326 (New Series), as amended,  
entitled "An Ordinance adopting the Annual Budget for the  
Fiscal Year 1989-90 and Appropriating the Necessary Money  
to Operate the City of San Diego for said Fiscal Year," by  
amending Document No. 00-17326-1, as amended and adopted  
therein; amending the personnel authorization of the  
General Services Department 532 by adding 0.35 Associate  
Administrative Analyst, 0.35 Clerical Assistant II, 0.35  
Utility Supervisor, 0.50 Safety Representative II and 0.50  
Utility Worker II; increasing the General Fund 100 Revenue  
estimates by \$13,000 by way of transfers from other funds;  
directing the Auditor and Comptroller to allocate said  
\$13,000 to the General Services Department 532 for asbestos  
removal and containment; amending the Capital Outlay Sales  
Tax Fund 30245 Budget by decreasing the allocation of Sales  
Tax by \$201,550 and reallocating said \$201,550 to the

General Fund 100, Unallocated Reserve 605; further amending  
the Transient Occupancy Tax Fund 10224 Budget by reducing  
the funding from Balboa Park improvements by \$3,350,000 and  
reallocating said \$3,350,000 to the General Fund 100,  
Unallocated Reserve 605; and directing the Auditor and  
Comptroller to increase the General Fund 100 Budget by the  
sum of \$3,551,550 and to expend the sum of \$3,551,550 from  
the Unallocated Reserve 605.

(Introduced on 2/20/90. Council voted 9-0. 1) Vote to  
approve remodeling, asbestos removal and staff increases:  
Yeas-1,3,4,5,6,7,8. Nays-2,M. 2) Vote to approve  
litigation expenditures and transfer to City Attorney for  
SDG&E Merger litigation expenses. Yeas-1,2,4,5,6,7,8,M.  
Nays-3.)

CITY MANAGER SUPPORTING INFORMATION: On February 13, the City  
Council discussed the Unallocated Reserve and directed the City  
Manager to prepare the appropriate ordinances and resolutions

for Council approval. Funding for the Unallocated Reserve comes from the deferral of CIP-36-056.9, 1st Permanent Police Station - Land Acquisition, (\$3,551,550) and brings the total available reserve to \$4,056,200. This action provides sufficient funding of: \$2,000,000 for litigation expenses; \$1,500,000 for SDG&E Merger litigation expenses; \$35,400 for Council District 3 and \$28,000 for Council District 5 for transitional expenses; \$122,000 for 10th floor remodeling expenses for Council Districts 3 and 5; \$40,000 for 10th floor and Council Chambers remodeling to remove architectural barriers; \$100,000 for growth management consultants; and \$137,000 for asbestos removal and containment.

Aud. Cert. 9000713.

FILE LOCATION:    --

COUNCIL ACTION:   (Tape location: A551-B031, C300-315.)

MOTION BY ROBERTS TO CONTINUE TO MARCH 19, 1990 AT THE CITY MANAGER'S REQUEST FOR FURTHER REVIEW. Second by Henderson.

Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-not present, Bernhardt-not present, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

ITEM-201:

(Continued from the meetings of January 8, 1990, Item 52 and February 5, 1990, Item 200; last continued at the Zoning Administrator's request, for further review.)

Two actions relative to Satellite Antennas:

(Introduced on 12/12/89. Council voted 7-0. Districts 3 and 6 not present.)

Subitem-A:   (O-90-77) RE-INTRODUCED, TO BE ADOPTED MARCH 26, 1990

Introduction of an Ordinance amending Chapter X, Article 1, Division 1, of the San Diego Municipal Code by amending Section 101.0101.94, relating to the definition of Satellite Antennas, to include "satellite earth stations," "television-reception-only satellite antennas" (TVRO's), and "satellite microwave antennas".

Subitem-B:   (O-90-78) RE-INTRODUCED AS AMENDED, TO BE ADOPTED MARCH 26, 1990

Introduction of an Ordinance amending Chapter X, Article 1, Division 6, of the San Diego Municipal Code by amending Section 101.0630, relating to Satellite Antennas in industrial, Scientific Research (SR) and commercial zones.

FILE LOCATION:    --

COUNCIL ACTION:   (Tape location: B044-122.)

MOTION BY HARTLEY TO AMEND SUBITEM-B TO ADD AN EXCEPTION THAT SATELLITE ANTENNAS ARE PERMITTED BY RIGHT IN INDUSTRIAL AND SCIENTIFIC RESEARCH ZONES AS ACCESSORY USES SUBJECT TO YARD PROVISIONS EXCEPT WHEN LOCATED IN THE COASTAL ZONE OR 200 FEET FROM RESIDENTIAL ZONE DESIGNATIONS AND RE-INTRODUCE THE ORDINANCES FOR SUBITEM-A AND FOR SUBITEM-B AS AMENDED. Second by Henderson. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-not present, Bernhardt-not present, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

ITEM-202: (R-90-978)   CONTINUED TO MARCH 13, 1990

(Continued from the meeting of February 26, 1990, Item 103, at the City Manager's request, because the bidder requested additional time.)

Awarding a contract to House of Honda-Kawasaki for the purchase of 23 Police motorcycles (Kawasaki KZ1000) for a total cost of \$153,722.06, including tax, terms and trade-in allowance; authorizing the expenditure of an amount not to exceed \$153,722.06 (\$62,408.06 from Department/Fund No. 110/100, Organization No. 386, Object Account No. 6010, Job Order No. 111519), and (\$91,314 from Department/Fund No. 110/100, Organization No. 386, Object Account No. 6010, and Job Order No. 111519), for said

project and related costs; authorizing the Auditor and Comptroller, upon advice from the administering department, to transfer excess budgeted funds, if any, to the appropriate reserves. (BID-C-1057/90)  
Aud. Cert. 9000691.

FILE LOCATION:    --

COUNCIL ACTION:   (Tape location: A326-348.)

MOTION BY HARTLEY TO CONTINUE ITEM-202 TO MARCH 13, 1990, AT THE CITY MANAGER'S REQUEST, AND TO FILE ITEM-206 AS THE BOUNDARIES



FOR THE MID-CITY REDEVELOPMENT PROJECT AREA HAVE BEEN SET BY A PREVIOUS ACTION AND THE REMAINDER OF THE MATTER WILL BE DOCKETED AT A FUTURE DATE. Second by McCarty. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-not present, Bernhardt-not present, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

ITEM-203: CONTINUED TO MARCH 19, 1990

(Continued from the meeting of February 12, 1990, Item S400, at Council Member Bernhardt's request, for further review.)

Three actions relative to the Linda Vista Road Landscape Maintenance District:

(Linda Vista Community Area. District-5.)

Subitem-A: (R-90-838)

Initiating proceedings for the formation of the Linda Vista Road Landscape Maintenance District.

Subitem-B: (R-90-1288)

Resolution of Intention to levy and collect assessment on the Linda Vista Road Landscape Maintenance District.

Subitem-C: (R-90-839)

Approving the City Engineer's Report submitted in connection with the Linda Vista Road Landscape Maintenance District.

CITY MANAGER SUPPORTING INFORMATION: Certain public improvements are proposed for Linda Vista Road between Via Las Cumbres and Genesee Avenue (Phase I) by constructing and landscaping raised medians and landscaping the parkway areas along each side of the street within the public right-of-way. The proposed improvements, including the landscaping and the irrigation system, are part of a street enhancement project. The construction, contingent upon the establishment of the maintenance district, is scheduled to start in February 1990 and to be completed in May 1990. The construction costs will be paid from CIP-52-370.0. The present action is for the establishment of the district only. The landscaping improvements will be maintained by the contractor for approximately one year until July 1991 as part of the project contract. The district will be brought before the Council in July 1991 to levy assessments for the maintenance to be provided by the district starting in July 1991 for Fiscal Year 1992. The estimated cost of a full year of maintenance for the district is approximately \$75,000. The estimated number of assessable units

within the district is 6,500, which corresponds to an annual unit assessment of approximately \$12.

FILE LOCATION: Subitems A, B, and C STRT M-203

COUNCIL ACTION: (Tape location: A158-163.)

MOTION BY HENDERSON TO CONTINUE TO MARCH 19, 1990 AT THE REQUEST OF COUNCIL MEMBER BERNHARDT FOR HER TO BE PRESENT. Second by McCarty. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-not present, Bernhardt-not present, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

ITEM-204: CONTINUED TO MAY 14, 1990

Three actions relative to the State Route 15/40th Street project:

(See City Manager Report CMR-90-112. Mid-City Community Area. District-3.)

Subitem-A: (R-90-1361)

Approving a cooperative agreement with the California Department of Transportation (CalTrans).

Subitem-B: (R-90-1362)

Approving a Memorandum of Understanding with the California Department of Transportation (CalTrans).

Subitem-C: (R-90-1363)

Approving a street configuration map.

FILE LOCATION: --

COUNCIL ACTION: (Tape location: A348-456.)

MOTION BY HARTLEY TO CONTINUE TO MAY 14, 1990, FOR THE CITY HEIGHTS PROJECT COMMITTEE TO BE FORMED AND TO REVIEW THE PROPOSED PROJECT. Second by Roberts. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-not present, Bernhardt-not present, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

ITEM-205: (R-90-1042) CONTINUED TO APRIL 2, 1990

(Continued from the meeting of February 5, 1990, Item 209B, at Council Member Roberts' request, to come back at the time that the City Manager provides the list of locations for the street lights as directed by Council action on Item

118 of 2/5/90.)

Authorizing the expenditure of an amount not to exceed \$25,000 from CIP-68-012.0, solely and exclusively for the purpose of providing funds for the installation of street lights in high crime areas; authorizing the use of City work forces, not to exceed \$25,000, for the purpose of providing funds for the above project.

CITY MANAGER SUPPORTING INFORMATION: On 7/10/89, the TLU Committee considered City Manager Report CMR-89-337. The Committee referred to the City Council, for approval and implementation, the issue of additional street lighting in areas identified by the Police Department as locations where additional lighting would increase their ability to provide enforcement. The FY '90 budget had been approved prior to this request. Funds are to be transferred by Resolution from the FY '90 budget, CIP-52-293, Annual Allocation - Installation of City-owned Street Lights, to CIP-68-012.0 (new), Annual Allocation - Installation of City-owned Street Lights in High Crime Areas. The Police Department will identify areas where

additional lighting would increase their ability to provide enforcement. The Engineering and Development Department will administer the street lighting designs and installations for the Police Department after their selection of the areas of highest need. The use of City Forces is recommended in order to save labor, engineering and inspection costs, and expedite the installation time. CIP-68-012.0 was a Non-Budgeted item for FY '90, therefore, the General Services Budget needs to be increased for the reimbursement from this CIP.  
Aud. Cert. 9000573.

FILE LOCATION: --

COUNCIL ACTION: (Tape location: A120-150, A163-326.)

MOTION BY FILNER TO CONTINUE TO APRIL 2, 1990 FOR COUNCIL DISCUSSION OF THE STREET LIGHTING ISSUE SCHEDULED FOR APRIL 2, 1990. Second by McCarty. The motion was trailed for the City Manager to answer questions by Council Member Roberts. Motion by Roberts to put all installations of street lights on hold for the next 30 days for reconsideration of policy on lighting. Second by Hartley. No vote.  
The vote was taken on the motion to continue which passed by the following vote: Wolfsheimer-yea, Roberts-nay, Hartley-yea, Pratt-not present, Bernhardt-not present, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

ITEM-206: (R-90-670) FILED

(Continued from the meeting of November 6, 1989, Item 200, at Council Member McColl's request, to allow the City Manager time to create and coordinate with a task force consisting of community and business organizations and any other interested people in the project area.)

Selecting boundaries for the Mid-City Redevelopment Project Area; calling for the formation of a Project Area Committee for the proposed Redevelopment Project; and adopting a procedure for the formation of the Project Area Committee.

(See City Manager Report CMR-89-496. Mid-City Community Area. Districts-3, 7 and 8.)

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A326-348.)

MOTION BY HARTLEY TO CONTINUE ITEM-202 TO MARCH 13, 1990, AT THE CITY MANAGER'S REQUEST, AND TO FILE ITEM-206 AS THE BOUNDARIES FOR THE MID-CITY REDEVELOPMENT PROJECT AREA HAVE BEEN SET BY A PREVIOUS ACTION AND THE REMAINDER OF THE MATTER WILL BE DOCKETED AT A FUTURE DATE. Second by McCarty. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-not present, Bernhardt-not present, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

ITEM-207:

Three actions relative to the Construction of Sunset Cliffs Boulevard Bridge Bikeway and Median Improvements: (Mission Bay and Ocean Beach Community Areas. Districts-2 and 6.)

Subitem-A: (O-90-153) FIRST HEARING HELD

19900312

First public hearing in the matter of:  
Amending Ordinance No. O-17326 (New Series), as amended, entitled "An Ordinance Adopting the Annual Budget for the Fiscal Year 1989-90 and Appropriating the Necessary Money to Operate the City of San Diego for said Fiscal Year," by transferring the sum of \$360,804 from the Local Transportation Funds under the Transportation Development Act of 1971, all in accordance with Public Utilities Code Sections 992233 and 992234; directing the Auditor and

Comptroller to set aside, transfer and allocate the \$360,804 appropriated above to CIP-58-045, Sunset Cliffs Boulevard Bridge Bikeway.

NOTE: See Item 335 on the docket of Tuesday, March 13, 1990 for the introduction and adoption of the Ordinance.

Subitem-B: (R-90-1236) ADOPTED AS RESOLUTION R-275253

Adoption of a Resolution inviting bids for Sunset Cliffs Boulevard Bridge Widening and Roadway Improvements for Class I Bikeway on Work Order No. 118527; authorizing the execution of a contract with the lowest responsible bidder; authorizing the City Auditor and Comptroller to transfer \$880,000 from Prop A Fund No. 30300, CIP-62-276, Sunset Cliffs Boulevard Median Barrier, and \$100,000 from Fund No.

30245, CIP-58-004, Miscellaneous Requirements - City Streets Annual Allocation, to CIP-58-045, Sunset Cliffs Boulevard Bridge Bikeway; authorizing the expenditure of an amount not to exceed \$2,154,604 (\$804,604 from LTF Fund No. 39005, \$1,250,000 from Prop A Fund No. 30300, and \$100,000 from Capital Outlay Fund No. 30245), CIP-58-045, Sunset Cliffs Boulevard Bridge Bikeway, for the purposes of providing funds for the above project and related costs; authorizing the Auditor and Comptroller, upon advice from the administering department, to return excess budgeted funds, if any, to CIP-58-004, Miscellaneous Requirements - Streets Annual Allocation. (BID-K1271/90)

Subitem-C: (R-90-1387) ADOPTED AS RESOLUTION R-275254

Adoption of a Resolution certifying that the information contained in Environmental Negative Declaration END-87-0358, in connection with Sunset Cliffs Boulevard Bridge Widening and Roadway Improvements for Class I Bikeway, has been completed in compliance with the California Environmental Quality Act of 1970, as amended, and State guidelines, and that the Declaration has been reviewed and considered by the Council.

CITY MANAGER SUPPORTING INFORMATION: The Fiscal Year 1990 Capital Improvements Program provides for the widening of Sunset Cliffs Boulevard Bridge to accommodate a ten-foot wide Class I bike path, and for the placement of approximately 3,000 linear feet of concrete median barrier along Sunset Cliffs Boulevard from the southerly end of Sunset Cliffs Boulevard Bridge northerly to the West Mission Bay Drive off-ramp. The project connects Mission Bay Park bike path with the Ocean Beach bike

path, providing a safe route for bicyclists crossing the bridge.  
The concrete median barrier prevents vehicles from crossing over the median into oncoming traffic.

Aud. Cert. 9000669.

FILE LOCATION: Subitem-A --, Subitems B and C W.O.118527  
CONT - Daley Corporation CONFY90-1

COUNCIL ACTION: (Tape location: A505-525.)

CONSENT MOTION BY HENDERSON TO APPROVE THE FIRST HEARING FOR SUBITEM-A AND ADOPT THE RESOLUTIONS FOR SUBITEMS B AND C.

Second by McCarty. Passed by the following vote:

Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-not present,  
Bernhardt-not present, Henderson-yea, McCarty-yea, Filner-yea,  
Mayor O'Connor-not present.

ITEM-208:

Two actions relative to Child Care Trust Funds:

Subitem-A: (O-90-148) FIRST HEARING HELD

First public hearing in the matter of:

Amending Ordinance No. O-17326 (New Series), as amended, entitled "An Ordinance Adopting the Annual Budget for the Fiscal year 1989-90 and Appropriating the Necessary Money to Operate the City of San Diego for said Fiscal Year" by amending Document No. OO-17326, as amended and adopted therein, to establish two special funds to be entitled "Child Care Trust Fund" (No. 10403), and "Child Care Construction Trust Fund" (No. 10402), said funds to earn and be credited with interest earnings in proportion to total earnings received by the City; and authorizing the City Auditor and Comptroller to accept for deposit and to disburse monies from this fund as directed by the City Manager.

NOTE: See Item 339 on the docket of Tuesday, March 13, 1990 for the introduction and adoption of the Ordinance.

Subitem-B: (R-90-1376) ADOPTED AS RESOLUTION R-275255

Adoption of a Resolution authorizing the City Manager to accept the generous donation of \$100,000 from an anonymous donor for the establishment of a child care center at Washington Elementary School; directing the City Auditor and Comptroller to deposit the funds into Child Care Trust Fund (No. 10403).

CITY MANAGER SUPPORTING INFORMATION: The City has recently received a generous \$100,000 donation from an anonymous donor to

be used for a child care project at Washington Elementary School. The City also received a like amount earlier from the

WesTerra Development Corporation for a child care project in the Eastgate Technological Park. The WesTerra funds were not deposited with the City, but were administered privately. It is anticipated that additional donations may be periodically received by the City specifically for child care purposes. In order to have a designated fund to deposit the donations, it is proposed that a "Child Care Trust Fund" be established. It is also being proposed that an additional fund be established for those instances where a donor desires the funds to be used for child care construction purposes. In many cases, monies may be donated for specific child care programs. In cases where monies are unspecified, the Child Care Advisory Board would act to advise the Child Care Coordinator and the Community Services Program of the City Manager's Office on the allocation of funds.

FILE LOCATION: Subitem-A --, Subitem-B MEET

COUNCIL ACTION: (Tape location: A505-525.)

CONSENT MOTION BY HENDERSON TO APPROVE THE FIRST HEARING FOR SUBITEM-A AND ADOPT THE RESOLUTION FOR SUBITEM-B. Second by McCarty. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-not present, Bernhardt-not present, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

ITEM-209:

(Continued from the meetings of November 13, 1989, Item 202, December 4, 1989, Item 201, January 16, 1990, Item 336 and February 20, 1990, Item 330; last continued at the City Manager's request, for further review.)

Five actions relative to the acceptance and subsequent disposition of Aztec Brewery Murals/Artwork Ensemble: (See City Manager Report CMR-89-513. Barrio Logan Community Area. District-8.)

Subitem-A: (R-90-741) ADOPTED AS RESOLUTION R-275256

Authorizing the City Manager to execute an agreement with Northern Automotive Corporation to accept the donation from Northern Automotive Corporation of the Aztec Brewery murals/artwork ensemble; thanking Northern Automotive Corporation for donating the murals/artwork ensemble to the

City and acknowledging Northern Automotive Corporation's civic generosity in making the murals/artwork ensemble available for the viewing and enjoyment of the public.

Subitem-B: (R-90-742) ADOPTED AS RESOLUTION R-275257

Authorizing the City Manager to execute a Loan for Use Agreement with Luis E. Garcia, Inc. for the purpose of temporarily placing the murals/artwork ensemble in Chuey's Restaurant for public display and storage until a permanent site can be arranged; thanking Luis E. Garcia, Inc. for making a location available to the public for the display and storage of the murals/artwork ensemble until a permanent location can be arranged.

Subitem-C: (R-90-743) ADOPTED AS RESOLUTION R-275258

Declaring the City Council's intent to provide a permanent site for the murals/artwork ensemble, according to the following criteria:

1. That, assuming that the Mercado del Barrio project is implemented under the California Community Redevelopment Law, and that the project includes a Cultural Center, then the Cultural Center shall receive the murals/artwork ensemble, and shall incorporate them in an area which replicates the interior of the Aztec Brewery Rathskeller;

2. That, in the event that the Mercado del Barrio project cannot be implemented, the City Council shall take all necessary steps to see that the murals/artwork ensemble will be placed in a site which is accessible to the public, which will assure its reservation, and which will be located in the Barrio Logan community in a facility which replicates the interior of the Aztec Brewery Rathskeller as closely as possible. In such event, the City shall consult with representatives of the Barrio Logan community to establish a site that best fulfills the interests of that community;

3. That, regardless of where and how sited, the murals/artwork ensemble shall remain intact as an ensemble and, when permanently sited, shall be available for public viewing at regular and reasonable hours, with an admission fee that is no greater than necessary to cover reasonable administrative costs shall be prominently placed at the site a plaque identifying the murals/artwork ensemble as historic, identifying the murals of Jose Moya del Pino, and



describing the artistic, cultural, and historic significance of the murals/artwork ensemble and the Aztec Brewery buildings; and

4. That, when permanently sited, the City shall take particular care to assure the preservation of the murals/artwork ensemble in reference to ventilation, lighting, heating, and any other relevant factors.

Subitem-D: (R-90-1438 REV. 1) ADOPTED AS AMENDED AS  
RESOLUTION R-275259

Declaring that following the donation of the art ensemble to the City, a demolition permit to demolish the brick buildings at the Savage Tire Factory/Aztec Brewery shall not issue before March 31, 1990, in order to allow the City Manager a reasonable time to pursue and complete, if possible, negotiations with a private developer for an adaptive reuse of the brick buildings; declaring that with respect to all other buildings at the Savage Tire Factory/Aztec Brewery and in light of the fire hazard, a demolition permit shall be issued provided all ministerial requirements for the permit are met.

Subitem-E: (R-90-1439) ADOPTED AS RESOLUTION R-275260

Ratifying the Memorandum of Agreement between the United States Advisory Council on Historic Preservation, the California Office of Historic Preservation and the City of San Diego regarding the Savage Tire Factory/Aztec Brewery.  
NOTE: See Item 210 for a companion item.

FILE LOCATION: Subitems A, B, C, D, and E GENL-Historical  
Site Board Appeals and Decisions, Savage  
Tire Factory /Aztec Brewery CONTFY90-2

COUNCIL ACTION: (Tape location: C047-293.)

MOTION BY FILNER TO ADOPT SUBITEMS A, B, C, AND E AND ADOPT SUBITEM D AS MODIFIED ACCORDING TO A DRAFT RESOLUTION DISTRIBUTED TO ADD: "WHEREAS, MEMBERS OF THE PUBLIC HAVE EXPRESSED AN INTEREST IN OFFERING ALTERNATIVES TO THE DEMOLITION OF THE BRICK BUILDINGS LOCATED ON THE SAVAGE TIRE FACTORY/AZTEC BREWERY SITE." AND TO INSERT LANGUAGE TO PROVIDE THAT BEFORE A DEMOLITION PERMIT IS ISSUED A PUBLIC HEARING WILL BE HELD PRIOR TO MAY 15, 1990. Second by McCarty. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-not

present, Bernhardt-not present, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

ITEM-210:

(Continued from the meetings of November 13, 1989, Item 201, December 4, 1989, Item 200, January 16, 1990, Item 335 and February 20, 1990, Item 330; last continued at the City Manager's request, for further review.)

Consideration of a Coastal Development Permit to allow the demolition of six buildings totaling 39,602 square feet, and varying in height from one story to three stories, and known as the Savage Tire Factory/Aztec Brewery buildings.

The subject property totals 4.2 acres, and is located on the City blocks bounded by Sampson Street, Main Street, Schley Street and Harbor Drive and is described as Lots 25-48, Blocks 78 and 79, Map-379, San Diego Land and Town Company's Addition. The Area "D" zoned site is within the Barrio Logan Planned District and the Barrio Logan Community Plan area.

(CDP-89-0906. District-8.)

Subitem-A: (R-90-740) ADOPTED AS RESOLUTION R-275261

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Adoption of a Resolution certifying that the information contained in Environmental Impact Report DEP-88-0741 has been completed in compliance with the California Environmental Quality Act of 1970 and State guidelines, and that said report has been reviewed and considered by the Council and adopting appropriate findings of mitigation, feasibility or project alternatives and statement of overriding considerations pursuant to California Public Resources Code Section 21081.

Subitem-B: (R-90-744 Corr.Copy) ADOPTED AS RESOLUTION R-275262  
03/30/90 GRANTING THE PERMIT

Adoption of a Resolution granting or denying the permit, with appropriate findings to support Council action.

FILE LOCATION: Subitems A and B PERM CDP-89-0906

COUNCIL ACTION: (Tape location: B131-C044.)

Hearing began 3:00 p.m. and halted 3:32 p.m.

Testimony in favor by Lynne Heidel, Kathryn Willets, and Rachael Ortez.

Testimony in opposition by David Swarens, Kristen Aliotti, and Denise Moreno Ducheny.

MOTION BY FILNER TO ADOPT SUBITEMS A AND B, GRANTING THE PERMIT.

Second by McCarty. Passed by the following vote:

Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-not present, Bernhardt-not present, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

\* ITEM-S400:

Two actions relative to acceptance of the gift from the Committee of 100:

(See City Manager Report CMR-90-113. Balboa Park Community Area. District-8.)

Subitem-A: (R-90-1384) ADOPTED AS RESOLUTION R-275263

Accepting the generous gift of the Committee of 100 to restore portions of the arcades in the Balboa Park Prado; commending the Committee of 100 for its act of civic generosity in donating this gift to the citizens of San Diego; authorizing the City Manager, upon approval of the necessary plans and specifications, to issue a permit for the restoration project.

Subitem-B: (R-90-1385) ADOPTED AS RESOLUTION R-275264

Certifying that the information contained in Environmental Mitigated Negative Declaration EMND-89-0428 has been completed in compliance with the California Environmental Quality Act of 1970, as amended, and State guidelines, and has been reviewed and considered by the Council in connection with restoration of the arcades in the Balboa Park Prado.

COMMITTEE ACTION: Reviewed by PFR on 5/24/89. Recommendation to approve the City Manager's recommendation to approve the project. Districts 1, 5, 6, 7 and 8 voted yea.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A505-525.)

CONSENT MOTION BY HENDERSON TO ADOPT. Second by McCarty.  
Passed by the following vote: Wolfsheimer-yea, Roberts-yea,  
Hartley-yea, Pratt-not present, Bernhardt-not present,  
Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not  
present.

\* ITEM-S401: (R-90-1390) ADOPTED AS RESOLUTION R-275265

Authorizing the City Manager to apply to the California  
Arts Council State/Local Partnership Program for a grant in  
the amount of \$80,000 for the Fiscal Year 1991 Arts and  
Cultural Program; authorizing the City Manager or his  
designee to administer any grant funds received from the  
California Arts Council State/Local Partnership Program for  
Fiscal Year 1991, for program and administrative support of  
the City's Commission for Arts and Culture.

CITY MANAGER SUPPORTING INFORMATION: The City Manager  
requests that the City Council adopt a resolution authorizing  
the City Manager to submit an application for funding from the  
California Arts Council State/Local partnership program in the  
amount of \$80,000 for FY 1991. The City Council is requested to  
also authorize the City Manager to administer any grant funds  
received from the California Arts Council State/Local  
Partnership Program for FY 91 for program and administrative  
support of the City's Commission for Arts and Culture. There  
are two levels of funding.

The first level is basic support for local partner organizations  
which helps support ongoing operations of the City's Arts and  
Culture program. Funding in the amount of \$5,875 is available,  
which will be used for speaker and artists' fees to support the  
2nd annual conference on multi-cultural diversity Callaloo II,  
co-sponsored by the Commission for Arts and Culture and the  
County Public Arts Advisory Council. The second level is the  
programming and management development "seed" funds to expand  
the City's ability to serve local artists and arts  
organizations, and to provide access to more and higher quality  
professional arts programs for the public. Funding in the  
amount of \$74,145 is requested to implement the Commission's  
three year strategic plan by:

- 1) Completing the first phase of the Public Art Master  
Plan;

- 2) Recruiting three interns/fellows from the multi-cultural community to provide additional staff support to the Commission's programs such as The Callaloo conference, Art in Public Places Program, Allocations Process and the Arts, Culture and Tourism Roundtable;
- 3) Strengthening linkages with the tourism and business communities by participating in studies and special projects that demonstrate the benefits of art and culture in the development of San Diego as an important cultural center.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A505-525.)

CONSENT MOTION BY HENDERSON TO ADOPT. Second by McCarty.

Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-not present, Bernhardt-not present, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

\* ITEM-S402: (R-90-1421) ADOPTED AS RESOLUTION R-275266

Approving the acceptance by the City Manager of deeds of Keystone Pacific, Inc., Reliable Steel Supply Company of San Diego, Samuel W. Block, Martin N. Graham and Helene P. Graham, granting to the City easements in Lots 3 and 4 of Daley Industrial Park Unit No. 1, Map-6439; dedicating said land as and for a public street, and naming the same Aero Drive.  
(Serra Mesa Community Area. District-5.)

FILE LOCATION: DEED F-5204 DEEDFY90-1

COUNCIL ACTION: (Tape location: A505-525.)

CONSENT MOTION BY HENDERSON TO ADOPT. Second by McCarty.

Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-not present, Bernhardt-not present, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

NON-DOCKET ITEMS:

None.

COUNCIL COMMENT:

None.

PUBLIC COMMENT:

None.

ADJOURNMENT:

The meeting was adjourned by Deputy Mayor Wolfsheimer at 3:56 p.m. in honor of the memory of Gene Klein and Jess Jessop.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: C324).